

UNITED STATES OF AMERICA
before the
SECURITIES AND EXCHANGE COMMISSION

SECURITIES EXCHANGE ACT OF 1934
Release No. 90991 / January 26, 2021

Admin. Proc. File No. 3-19303

In the Matter of

QUICKSILVER STOCK TRANSFER, LLC, AKA
QUICKSILVER STOCK TRANSFER CORPORATION

ORDER

The Securities and Exchange Commission issued an order instituting administrative proceedings (“OIP”) on August 1, 2019, pursuant to Section 17A(c)(3)(A) of the Securities Exchange Act of 1934, against Quicksilver Stock Transfer, LLC, aka Quicksilver Stock Transfer Corporation.¹ The OIP ordered that a public hearing be held before the Commission for the purpose of taking evidence. Following the issuance of the OIP, the parties made various filings in which they debated whether certain discovery should be permitted in this matter.

The OIP also contained a typographical error, designating this matter as a 210-day case under the Commission’s prior Rule of Practice 360(a)(2)(i).² Under the Commission’s current rules, “follow-on” administrative proceedings (such as the proceeding here) are typically designated as a 75-day proceeding.³ The Commission finds that it would serve the interests of justice and not result in prejudice to any party to specify further procedures in this matter.⁴

Accordingly, IT IS ORDERED that a public hearing for purposes of taking evidence on the questions set forth in Section III of the OIP shall be convened before an Administrative Law

¹ *Quicksilver Stock Transfer, LLC, aka Quicksilver Stock Transfer Corp.*, Exchange Act Release No. 86544, 2019 WL 3531248 (Aug. 1, 2019).

² *Id.* at *4.

³ *See Adoption of Amendments to the Rules of Practice*, Exchange Act Release No. 78319, 2016 WL 3853756, at *6 (Jul. 13, 2016) (explaining that the Commission is authorized to institute administrative proceedings following certain injunctions or convictions of persons associated with or seeking to associate in the securities industry).

⁴ Rule of Practice 100(c), 17 C.F.R. § 201.100(c). To the extent conflicting, the procedures specified in this order supersede those specified in the OIP.

Judge as provided by Rule of Practice 110.⁵ The Chief Administrative Law Judge shall by rotation to the extent practicable designate an ALJ to be the presiding hearing officer.⁶ The hearing officer shall specify the time and place of the hearing by further order.⁷ The hearing officer shall exercise the full powers conferred by the Commission's Rules of Practice and the Administrative Procedure Act.⁸

Attention is called to Rule of Practice 151(b) and (c), providing that when, as here, the Commission has assigned a case to a hearing officer, all papers shall be filed with the Office of the Secretary (with a copy provided to the hearing officer). Papers shall be filed by emailing them to APFilings@sec.gov in PDF text-searchable format. Any exhibits should be sent as separate attachments and not as a combined PDF. All motions, objections, or applications shall be directed to and decided by the hearing officer.⁹ This includes, without limitation, filings under Rules of Practice 210, 221, 222, 230, 231, 232, 233, and 250.¹⁰ The parties should comply with the hearing officer's instructions regarding the provision of electronic courtesy copies. Any motion or other prehearing request currently pending before the Commission is referred to the hearing officer for disposition.

IT IS FURTHER ORDERED that all existing procedural schedules issued by the Commission in this matter are hereby vacated.¹¹ Any proposals for new or modified procedural schedules shall be directed to and decided by the hearing officer.

IT IS FURTHER ORDERED that, pursuant to Rule of Practice 360(a)(2), the hearing officer shall issue an initial decision no later than 75 days from the occurrence of one of the following events: (A) the completion of post-hearing briefing in a proceeding where the public hearing has been completed; (B) where the hearing officer has determined that no public hearing is necessary, upon completion of briefing on a motion pursuant to Rule of Practice 250;¹² or (C)

⁵ 17 C.F.R. § 201.110.

⁶ 17 C.F.R. § 200.30-10(a)(2).

⁷ This proceeding shall be deemed to be one under the 75-day timeframe specified in Rule of Practice 360(a)(2)(i) for the purpose of calculating the timeframe for the commencement of the hearing under Rule of Practice 360(a)(2)(ii), and the periods specified in Rule 360(a)(2)(ii) for the commencement of the hearing shall run from the date of service of this order.

⁸ *See, e.g.*, Rule of Practice 111, 17 C.F.R. § 201.111; 5 U.S.C. § 556.

⁹ 17 C.F.R. § 201.151(b)-(c).

¹⁰ 17 C.F.R. §§ 201.210, 221, 222, 230, 231, 232, 233, 250.

¹¹ *See, e.g., Quicksilver Stock Transfer, LLC, aka Quicksilver Stock Transfer Corp.*, Exchange Act Release No. 87061, 2019 WL 4596725 (Sept. 23, 2019) (setting summary disposition briefing schedule).

¹² 17 C.F.R. § 201.250.

the determination by the hearing officer that a party is deemed to be in default under Rule of Practice 155 and no public hearing is necessary.¹³ This proceeding shall be deemed to be one under the 75-day timeframe specified in Rule of Practice 360(a)(2)(i) for the purposes of applying Rules of Practice 233 and 250.¹⁴

IT IS FURTHER ORDERED that the initial decision be issued on the basis of the record before the hearing officer, as defined by Rule of Practice 350,¹⁵ and that the record index shall be prepared and certified in accordance with Rule of Practice 351.¹⁶

IT IS FURTHER ORDERED that, upon issuance of an initial decision, Rules of Practice 360(d), 410, and 411 shall govern further Commission consideration of this matter.¹⁷

This order does not preclude the Commission from assigning the matter to the Commission itself or to any member of the Commission at any time.

By the Commission.

Vanessa A. Countryman
Secretary

¹³ 17 C.F.R. § 201.155.

¹⁴ 17 C.F.R. §§ 201.233, .250, .360(a)(2)(i).

¹⁵ 17 C.F.R. § 201.350.

¹⁶ 17 C.F.R. § 201.351.

¹⁷ 17 C.F.R. §§ 201.360(d), 410, 411. Prior to issuance of an initial decision, interlocutory Commission review shall be governed by Rule of Practice 400. 17 C.F.R. § 201.400.